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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Thomas Mostert

Appln. No.: 10/552,793

Filed: 10/10/05

Publication No. US-2007-0157568-A1

Publication Date 7/12/07

For: Corner Guard for Case and Similar  
Transport Container and Combination  
Thereof

Attorney Docket No: 12947-003

Examiner: Unknown

Art Unit: 3727

Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED PATENT APPLICATION PUBLICATION

Sir:

Applicants respectfully request corrected publication of the above-referenced application. The specification, abstract, and drawings published by the US Patent and Trademark Office in Publication No. US-2007-0157568-A1 are from an unknown application and are not the specification, abstract, and drawings originally filed with this application on October 10, 2005. However, the claims are correctly published.

The application was published on July 12, 2007. A request for corrected patent application publication was filed via EFS on September 7, 2007. In accordance with 37 CFR 1.221, the request was submitted, via EFS filing, within two months from the date of patent application publication in order to avoid additional fees. However, the request was improperly submitted via EFS and a Pre-Grant Publication Rejection Notice was issued on September 11, 2007. The Pre-Grant Publication Rejection Notice was received at this office

on September 24, 2007 and a copy is attached as evidence of the prior request submission date. Applicants respectfully request reconsideration of this matter and that the request for corrected publication be granted without additional fees being incurred.

The Commissioner is hereby authorized to charge payment of any additional fees that may be due to Deposit Account No. 23-1925.

Respectfully submitted,

  
\_\_\_\_\_  
Steven L. Oberholtzer (Reg. No. 30,670)

September 25, 2007

Date

SLO/mc

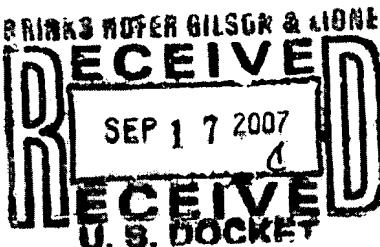


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/552,793	06/12/2006	Thomas Mostert	12947-003

757  
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CONFIRMATION NO. 4495

PG SUBMISSION REJECTION



\*OC000000025766622\*

Date Mailed: 09/11/2007

## PRE-GRANT PUBLICATION REJECTION NOTICE

Your publication request received on 09/07/2007 has been rejected for the following reasons:

- Processing Fee Insufficient
- A request for republication pursuant to 37 CFR 1.221 requires payment of a publication fee (see 37 CFR 1.18(d)) and a processing fee (see 37 CFR 1.17(i)). The fee, if submitted, is not in compliance with 37 CFR 1.221(a).
- Application untimely filed for Publication. 37 CFR 1.215 provides that the Office will use the EFS copy of an application submitted by the applicant to create the patent application publication if applicant supplies the EFS copy within one month of the actual filing date of the application or fourteen months of the earliest filing date for which a benefit is sought, whichever is later; see 37 CFR 1.215(c). 37 CFR 1.215 also provides that if the Office has not started the publication process, the Office may use an untimely filed EFS copy of an application supplied by the applicant to create the patent application publication, see 37 CFR 1.215(d). A request for republication pursuant to 37 CFR 1.221 requires payment of a publication fee (see 37 CFR 1.18(d)) and a processing fee (see 37 CFR 1.17(i)). The fee, if submitted, is not in compliance with 37 CFR 1.221(a).

The publication fee paid, if any, is hereby refunded. The processing fee paid, if any, is retained, see 37 CFR 1.221(a). If publication is still desired, correct the deficiencies above and resubmit using the Electronic Filing System EFS.

*Kathleen R. Kuy*  
 Pre-Grant Publication Division 703 605-4283

PART 1 - ATTORNEY/APPLICANT COPY